

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )  
Plaintiff, ) 4:07CR3122 and  
vs. ) 4:16CR3062  
JULIO LUIS RIVERA, )  
Defendant. )

**MEMORANDUM  
AND ORDER**

Pending before me is a findings and recommendation from a magistrate judge that recommends that I accept the defendant's plea of guilty. There is no objection to the findings and recommendation. After careful consideration and de novo review,

IT IS ORDERED that:

1. The findings and recommendation (filing no. 85 in Case No. 4:07CR3122) is accepted.
2. The defendant is found guilty. The plea is accepted. The court decides that the plea of guilty is knowing, intelligent, voluntary, and that there is a factual basis for the plea.
3. If there is a plea agreement, I defer acceptance of the plea agreement until the time of sentencing pursuant to Rule 11(c)(3). Unless otherwise stated at the time of sentencing, the plea agreement will be deemed accepted upon the pronouncement of the judgment and sentence.
4. This case shall proceed to sentencing.
5. **In addition to pleading guilty to the indictment, the defendant admitted to violating the terms and conditions of a prior judgment imposing supervised release. I accept that admission and the defendant shall proceed to sentencing in Case Nos. 4:07CR3122 and 4:16CR3062 at the same time on February 8, 2017, at 12:30 p.m.**

Dated January 4, 2017.

BY THE COURT:

*s/ Richard G. Kopf*  
Senior United States District Judge